

AMENDED IN SENATE FEBRUARY 25, 2014

**SENATE BILL**

**No. 846**

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**Introduced by Senator Galgiani**

January 9, 2014

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An act to ~~amend Section 14200 of~~ *add Section 14201.2 to* the Penal Code, relating to crimes.

LEGISLATIVE COUNSEL'S DIGEST

SB 846, as amended, Galgiani. Crimes: Violent Crime Information Center.

Existing law establishes the Attorney General as the chief law officer of the state, and grants the Attorney General specified law enforcement powers. Existing law requires the Attorney General to establish and maintain a Violent Crime Information Center to assist in the identification and apprehension of persons responsible for specific violent crimes and for the disappearance and exploitation of persons, particularly children and dependent adults. Existing law also requires the Attorney General to provide information on reports of missing persons to law enforcement agencies, as provided.

~~This bill would clarify that the Attorney General is authorized to perform the duties relating to the Violent Crime Information Center independent of a request from another law enforcement agency that, notwithstanding any other law, a law enforcement agency is authorized to request a copy of information or data maintained by the Department of Justice relating to the Violent Crime Information Center. The bill would also provide related legislative findings and declarations.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. The Legislature finds and declares all of the*  
2     *following:*

3     *(a) Unsolved missing and unidentified persons investigations*  
4     *generally lack an obvious connection between the offender and*  
5     *the victim.*

6     *(b) There is a high probability that unsolved missing and*  
7     *unidentified persons cases across local jurisdictions may be linked*  
8     *together.*

9     *(c) It is the intent of the Legislature to do all of the following:*

10    *(1) Enable the criminal justice community to generate a more*  
11    *effective response in the identification, investigation, and*  
12    *adjudication of unsolved missing and unidentified persons cases.*

13    *(2) Enable the Attorney General to provide local law*  
14    *enforcement agencies with access to existing informational*  
15    *resources within the Department of Justice for the purpose of*  
16    *linking, and eventually resolving, unsolved missing and unidentified*  
17    *persons cases that were previously unknown to be related.*

18    *(3) Authorize local law enforcement agencies from all local*  
19    *jurisdictions within California to request existing information and*  
20    *data maintained by the Department of Justice, for the purpose of*  
21    *linking, and eventually resolving, unsolved missing and unidentified*  
22    *persons cases.*

23    *SEC. 2. Section 14201.2 is added to the Penal Code, to read:*

24    *14201.2. Notwithstanding any other law, a law enforcement*  
25    *agency may request a copy of information or data maintained by*  
26    *the Department of Justice pursuant to this title, for the purpose of*  
27    *linking an unsolved missing or unidentified person case with*  
28    *another case that was previously unknown to be related to that*  
29    *case, or for the purpose of resolving an unsolved missing or*  
30    *unidentified person case.*

31    ~~*SECTION 1. Section 14200 of the Penal Code is amended to*~~  
32    ~~*read:*~~

33    ~~*14200. (a) The Attorney General shall establish and maintain*~~  
34    ~~*the Violent Crime Information Center to assist in the identification*~~  
35    ~~*and the apprehension of persons responsible for specific violent*~~  
36    ~~*crimes and for the disappearance and exploitation of persons,*~~  
37    ~~*particularly children and dependent adults. The center shall*~~  
38    ~~*establish and maintain programs which include, but are not limited*~~

1 to, all of the following: developing violent offender profiles;  
2 assisting local law enforcement agencies and county district  
3 attorneys by providing investigative information on persons  
4 responsible for specific violent crimes and missing person cases;  
5 providing physical description information and photographs, if  
6 available, of missing persons to county district attorneys, nonprofit  
7 missing persons organizations, and schools; and providing statistics  
8 on missing dependent adults and on missing children, including,  
9 as may be applicable, family abductions, nonfamily abductions,  
10 voluntary missing, and lost children or lost dependent adults.

11 (b) The Attorney General, independent of a request from another  
12 law enforcement agency, may perform the duties imposed under  
13 this title pursuant to the Attorney General's law enforcement  
14 powers established by Section 13 of Article V of the California  
15 Constitution.